IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No. 20872 of 2003

Between:

1 U.Balakondaiah, s/o Kondaiah
R/o Arudhatiyapalem, Atmakuru Town, Nellore District.
2 N.Venkateswarlu, s/o Venkaiah
R/o Kondayapalem (P.O), Nellore District.
3 S.Tirupalu, s/o Kondaiah
R/o Anumasamudram, Harijanwada, A.S.Pet Mandal,

Nellore District.
4 Y.Srinivasulu, s/o Venkataiah
R/o Jyothi Nagar, Atmakuru Town, Nellore District.
5 A.Chennakrishnaiah, s/o Kasaiah
R/o Kamireddipadu (Vil) Anantasagaram Mandal, Nellore District.
6 J.Srinivasulu, s/o Sundaraiah
R/o Ashoknagar,Aatmakuru Town, Nellore District.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, rep., by its Secretary,
Department of Co-operation, Secretariat Buildings, Hyderabad.
2 The Registrar of Co-operative Societies-cum-Principal Secretary,

Public Enterprises Department, Department of
Public Enterprises, Secretariat Buildings, Hyderabad.
3 The District Collector, Nellore, Nellore District.
4 The Southern Power Distribution Company of Andhra Pradesh Ltd.,

rep., by its Managing Director, D.No.19-03-13(M), Upstairs,

Renigunta Road, Tirupati, Chittoor District.
5 Sri K.Ramanaiah, Atmakur Rural Electric Co-operative Society Ltd.,

Atmakur, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus, declaring the action of the 4th respondent in not absorbing the petitioners into its service as unreasonable and arbitrary apart from being discrimination, thus violative of the Fundamental Rights guaranteed under Articles 14, 16(1) and 21 of the Constitution of India and also to declare the action of the 5th respondent in insisting upon submitting options for voluntary retirement and threatening to terminate our services with one month notice or one month salary as arbitrary, illegal, high handed and consequentially direct the 4th respondent to absorb the petitioners into service.

Counsel for the Petitioners : Mr.M.RAVINDRANATH REDDY

Counsel for Respondents 1 to 3 : THE ADVOCATE GENERAL

Counsel for the Respondent No.4 : Mr.S.RAVINDRANATH

The Court made the following :

ORDER

The learned counsel for petitioner submits that he has been instructed by his client to withdraw the writ petition. To the said effect, learned counsel for petitioner addressed a letter dated 2.8.2004 to the Registrar (Judicial) of this Court.

The writ petition is accordingly dismissed as withdrawn. There shall be no order as to costs.

V.ESWARAIAH, J

NOTE:

Issue C.C. in (3) days.

B/o

DA

To

1 The Secretary, Government of Andhra Pradesh,
Department of Co-operation, Secretariat Buildings, Hyderabad.
2 The Registrar of Co-operative Societies-cum-Principal Secretary,

Public Enterprises Department, Department of
Public Enterprises, Secretariat Buildings, Hyderabad.
3 The District Collector, Nellore, Nellore District.
4 The Managing Director, Southern Power Distribution Company of

Andhra Pradesh Ltd., D.No.19-03-13(M), Upstairs,

Renigunta Road, Tirupati, Chittoor District.
5 Sri K.Ramanaiah, Atmakur Rural Electric Co-operative Society Ltd.,

Atmakur, Nellore District.

6 Two CCs to the Advocate General, High Court of A.P., Hyderabad.

7 Two CD copies.